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7 and its Trustees
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10 UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 AUTOMOTIVE INDUSTRIES PENSION
12 TRUST FUND, JAMES H. BENO, Trustee,
BILL BRUNELLI, Trustee, STEPHEN J.
13 MACK, Trustee, CHRIS CHRISTOPHERSEN,
Trustee, DON CROSATTO, Trustee, CRAIG
14 ANDREWS Trustee, GEORGE HALL, JR.,
Trustee, CHARLES J. DI BARI, Trustee, RON
15 NELSON, Trustee, and JAMES V.
CANTERBURY, Trustee,

16 Plaintiffs,

17 v.

18 BILLINGS CHEVROLET, INC., BILLINGS
19 REVOCABLE TRUST DATED JUNE 22,
1993, MICHAEL W. BILLINGS,
20 INDIVIDUALLY AND AS TRUSTEE OF
THE BILLINGS REVOCABLE TRUST
21 DATED JUNE 22, 1993, AND CAROLYN H.
BILLINGS, INDIVIDUALLY AND AS
22 TRUSTEE OF THE BILLINGS REVOCABLE
TRUST DATED JUNE 22, 1993,

23 Defendants.
24

Case No.: C07 0689

**PLAINTIFFS' NOTICE OF
VOLUNTARY DISMISSAL WITH
PREJUDICE**

Fed. R. Civ. P. 41(a)

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1 Plaintiffs, the Automotive Industries Pension Trust Fund ("Trust") and its Board of
2 Trustees ("Trustees"), hereby notify the Court, pursuant to Fed. R. Civ. P. 41(a), of their voluntary
3 dismissal of this action with prejudice, following a resolution by all parties of all claims in this
4 action.

5 Dated: March 28, 2007

SALTZMAN & JOHNSON
LAW CORPORATION

6
7
8 By:

Philip M. Miller

Philip M. Miller, Esq.

9 Attorneys for Plaintiffs AUTOMOTIVE
10 INDUSTRIES PENSION TRUST FUND
11 AND ITS TRUSTEES



PROOF OF SERVICE

I, the undersigned, declare:

I am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San Francisco, California 94105

On March 28, 2007, I served the foregoing documents on the parties to this action, addressed as follows, in the manner described below:

**PLAINTIFFS' NOTICE OF VOLUNTARY
DISMISSAL WITH PREJUDICE**

XXX **MAIL**, being familiar with the practice of this office for the collection and the processing of correspondence for mailing with the United States Postal Service, and deposited in the United States Mail copies of the same to the business addresses set forth below, in a sealed envelope fully prepared.

XXX **FACSIMILE** be causing said document to be transmitted by Facsimile machine to the number indicated after the address(es) set forth below.

____ **UPS** for delivery the following business day by placing same for collection by UPS to the business addresses set forth below.

____ **PERSONAL DELIVERY** by placing said document in a sealed envelope and causing it to be personally delivered to the address(es) set forth below.

Addressed to:

Stephen C. Gerrish, Esq.
Thoits, Love, Hershberger & McLean
Two Palo Alto Square, Suite 500
3000 El Camino Real
Palo Alto, CA 94306-2122

(650) 325-5572 – Fax

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 28th day of March, 2007 at San Francisco, California.


BRANDIE L. MULLER